

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: 8/15/07
DATE FILED: 8/15/07

H. WARSHOW & SONS, INC.,

: 07 Civ. 4611 (LLS)

Plaintiff,

**NOTICE OF
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

-against-

ROKA APPAREL PRODUCTS, LLC

Defendant.

x

**TO ALL PARTIES AND TO
THEIR ATTORNEYS OF RECORD:**

TAKE NOTICE that H. Warshow & Sons, Inc., plaintiff, dismisses this action without prejudice pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure.

Dated: New York, New York

August 13, 2007

TROUTMAN SANDERS LLP
By: Elliot Cohen

Elliot Cohen, Esq.
The Chrysler Building
405 Lexington Avenue
New York, NY 10174
(212) 704-6000
Attorney for Plaintiff

SO ORDERED:

Louis L. Stanton
U.S.D.J. 8/14/07

AFFIDAVIT OF SERVICE

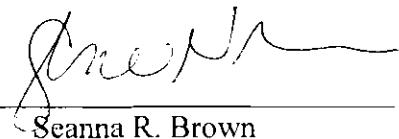
STATE OF NEW YORK)
)ss:
COUNTY OF NEW YORK)

Seanna R. Brown, being duly sworn, deposes and says:

I am not a party to the action, am over 18 years of age, and reside in Kings County, New York. On August 13, 2007, I served the within Notice of Voluntary Dismissal Without Prejudice by depositing a true copy of the papers, enclosed in a post-paid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service, addressed to the attorneys at the addresses set forth below.

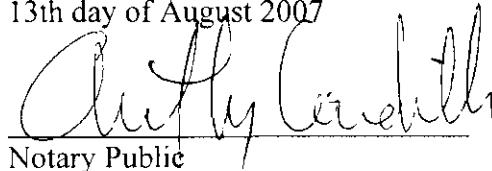
Mr. Kenneth Schachter
Silverberg Stonehill Goldsmith & Haber, P.C.
111 W. 40th Street
New York, NY 10016

Ms. Barbara Slott Pegg
316 Sea Moss Lane
Ponte Vedre Beach, FL 32082



Seanna R. Brown

Sworn to before me this
13th day of August 2007



Notary Public

ANTHONY CARDILLO
Notary Public, State of New York
No. 034860234
Qualified in Bronx County
Commission Expires May 27, 2008